

**JAMAL SMITH, in his official capacity as  
Executive Director of the  
Indiana Civil Rights Commission,  
Complainant,**

**v.**

**[REDACTED],  
Respondent.**

**NOTICE OF FINDING AND  
ISSUANCE OF CHARGE**

The Executive Director of the Indiana Civil Rights Commission ("Commission"), pursuant to statutory authority and procedural regulations, hereby issues the following finding with respect to the above-referenced case. The Executive Director finds that there is reasonable cause to believe an unlawful discriminatory act has occurred or is occurring. 910 IAC 2-6-6(a). The Executive Director, therefore, issues this Charge. 910 IAC 2-6-6(b)

On August 18, 2011, [REDACTED] ("Complainant") filed a complaint with the Commission, against [REDACTED] ("Respondent") alleging discriminatory housing practices on the basis of familial status, in violation of the Indiana Fair Housing Act (IC 22-9.5 et. seq.) [REDACTED]. The Complaint was filed within one year of the alleged discriminatory practice, and Respondent conducts business in the State of Indiana. The Commission, therefore, has jurisdiction over both the parties and the subject matter of this complaint.

An investigation has been completed. All parties have been interviewed and have had an opportunity to submit evidence. Based on the final investigative report and a full review of the relevant files and records, the Executive Director concludes that reasonable cause exists to believe that an unlawful discriminatory practice has occurred.

Respondent concedes that he, in fact, stated to Complainant that he does not rent to families with children and this has been his policy for years. This evidence establishes reasonable cause to believe that Respondent has violated the Indiana Fair Housing Act and the Federal Fair Housing Act.

As permitted by 910 IAC 2-6-6(h), any party to this complaint may elect to have the claims asserted in this charge decided in a state court, in lieu of an administrative proceeding under 910 IAC 2-7. Such an election must be made no later than twenty (20) days after service of this Notice of Finding and Charge. The notice of election must be filed with the Commission and served on the Director, the Respondents and Complainant.

If such an election is not timely made, the Administrative Law Judge will schedule a hearing of this matter. Respondents shall have an opportunity to file an answer to this charge within thirty (30) days of service of this charge. [REDACTED] and any other person aggrieved by this alleged discriminatory practice may participate as a party in the administrative hearing by filing a request for intervention. All discovery in this matter must be completed fifteen (15) days prior to the date of hearing.

*If at any time following service of this charge Respondents intend to enter into a contract, sale, encumbrance, or lease with any person regarding the property that is the subject of this charge, Respondents must provide a copy of this charge to the person prior to entering into such contract, sale, encumbrance or lease. 910 IAC 2-7-4(e)(3)*

October 31, 2011  
Date

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Jamal Smith,  
Executive Director  
Indiana Civil Rights Commission